

**THE MINUTES
FOR THE AUGUST 6, 2013
MEETING OF THE BOARD OF TRUSTEES
OF THE INCORPORATED VILLAGE OF NORTHPORT
REGULAR MEETING
AT 5:00 P.M.**

Present: Mayor Doll, Trustees, Kehoe, Maline, McMullen and Tobin, Village Clerk Donna Koch Village Attorney James Matthews. Chief Bruckenthal

ANNOUNCEMENTS: Trustee Tobin announced the cost of the plaque for the American Afghanistan is being paid for by a contribution from the Cow Harbor race committee and thank the race committee for their generous donation.

PRESENTATIONS: Mayor Doll presented First Assistant Joe Pansini and resident Bill Hayes proclamations for their rescue of two people being swept away by the force of the rain water on Main Street July 7, 2013.

PUBLIC HEARINGS: no Public Hearings.

PUBLIC PARTICIPATION: John Cooney representing the American Legion Post 694 read a letter (annexed) concerning the misrepresentation of the Cow Harbor Warriors. Mr. Cooney went on to explain that one of the veterans that they decided to check through a freedom of information showed that the individual was fraudulent in their representation of being a wounded combat veteran when in fact they had been released from duty a year before the Iraqi war began. The Suffolk County Veterans Agency has also informed the Legion that they have denied the Cow Harbor Warriors a permit to solicited funds in the name of veterans. Under the law they are entitled to a hearing. It is unknown at this time if they have chosen to do so. The Legion plans to file a complaint with the New York State Attorney General's Office, Charities Bureau for charity fraud.

Mayor Doll thanked Mr. Cooney for keeping the board informed and for the time and effort he and the Legion has put into this investigation.

Trustee Tobin stated it's like a blow to our community.

Several homeowners of Woodhull Place and Scudder Ave. addressed the board with concerns over the planning board approving a steep slope application on Woodhull Place known as the Blumgarth Plat. Mr. DeMaio stated no one from his neighborhood was notified of the public hearing. Mr. DeMaio stated the hillside on that plat had been illegally excavated (roughly eight years ago) causing landslides on his property and the Village never demanded the owner restore the property. Mr. Matthews, Mr. Gathman and Planning Board Chairman Rich Boziwick were also present to present the fact of whats

taken place with the sub division to date. Mr. DeMaio disputed several of the facts. It was determined that a separate informational meeting should be held but no specific plans were finalized.

Trustee Kehoe left the meeting at 7:00 PM.

Several residents of Vista Dr. questioned the Board regarding a recent sink hole by the storm drain. Mr. Guido explained that two blocks had let loss causing the surrounding area to cave in. The Village filled the storm drain with sand up past the cave in and filled in the area around the storm drain alleviating further sinking of the ground around it. The Village then cleaned out all the connected over flows. Mayor Doll explained one way to determine if the surrounding area is stable would be to do a non destructive investigation from the surface to delineate the extent of the soil displacement using geophysical surface wave analysis equipment. Mr. Guido stated that the Village will be replacing the catch basin hopefully by year's end.

Jennifer Grillo, thanked Mr. Guido for his quick response to her concerns. Ms. Grillo asked of the Village would be performing the geophysical analysis. Mr. Guido replied at this time the Village will monitor the area and see what happens after the next several rain storms.

John Desiderio, of Milland Dr. once again reiterated his concern with Britannia Yacht Club's painted arrows of being to straight and not bright enough at the western exit of the property.

BOARD APPROVAL OF WARRANT:

On the motion of Trustee Maline and seconded by Trustee McMullen the following bills were approved for payment.

Fiscal Year 2013/2014 General Fund bills in the amount of \$ 157,316.93

On the motion of Trustee Maline and seconded by Trustee Tobin the following bills were approved for payment.

Fiscal Year 2013/2014 Sewer Fund bills in the amount of \$7,873.72

On the motion of Trustee Maline and seconded by Trustee Tobin the following bills were approved for payment.

Fiscal Year 2013/2014 Trust Fund bills in the amount of \$ 1,425.00

COMMISSIONER REPORTS:

Trustee Tobin reported the Village has received reimbursements from FEMA for expenses incurred during hurricane Sandy the Village relieved \$376,386.88 and has put in a request of \$62,468.63 due to the blizzard (Nemo) and expects to receive 75% back. Trustee McMullen reported that Ben Meyberg from the Sewer Plant has passed the test making him a 2a Sewer Plant Operator.

CHIEF OF POLICE REPORT: Lieutenant Ricca reported the department responded to

503 calls for service, 113 summons, 13 arrests. Detective Hayes and officer Howard made an arrest on a substantial amount of marijuana. Detective Pete Hayes closed a residential burglary in the Village.

ADMINISTRATOR'S REPORT: The sewer lining videoing is completed and the lining recommendations will be forthcoming.

NEW BUSINESS: no new business.

OLD BUSINESS: no old business.

CORRESPONDENCE:

1. Letter from Artie Burke cancelling his request to close Main Street.
2. Thank you letter from Mayor Letica of Asharoken
3. Thank you note from Island Church.
4. Northport Little league's request for Verizon Wi-Fi
5. Memo from Jack Sammis regarding Ben Meyberg

REQUESTS: no requests this evening.

RESOLUTIONS:

On the motion of Trustee Maline and seconded by Trustee McMullen the following resolution was unanimously approved.

RESOLUTION 2013 ~ 92~ APPROVAL OF THE JULY 9, 2013 MINUTES

WHEREAS: Copies of the minutes of the July 9, 2013, meeting were sent to the Board for approval, therefore,

BE IT RESOLVED that said minutes are approved without reading, at this time.

On the motion of Trustee Tobin and seconded by Trustee McMullen with Trustee Maline abstaining the following resolution was approved.

RESOLUTION 2013 ~ 93~ APPROVAL OF THE JULY 30, 2013 MINUTES

WHEREAS: Copies of the minutes of the July 30, 2013, meeting were sent to the Board for approval, therefore,

BE IT RESOLVED that said minutes are approved without reading, at this time.

On the motion of Trustee Maline and seconded by Trustee McMullen the following resolution was unanimously approved.

RESOLUTION 2013- 94 ~ IMPOSING PARKING RESTRICTIONS PURSUANT TO VILLAGE CODE SECTION 256-10A

WHEREAS, the Chief of Police, the Department of Public Works and code enforcement officials have recommended that "No Parking" restrictions be imposed on the east side of School Street starting from the south east corner of the intersection of Ackerly Terrace

and School St. thence running 160' south of Ackerly Terrace

WHEREAS, Village Code section 256-10A as amended provides that the Board of Trustees may impose these parking restrictions by resolution;

NOW, THEREFORE, BE IT RESOLVED that vehicular parking shall be prohibited on the east side of School Street 160' south of Ackerly Terrace. The Department of Public Works is directed to forthwith install signage to comply with this restriction and the Village Police and parking enforcement officials shall be instructed to enforce this restriction.

On the motion of Trustee McMullen and seconded by Trustee Tobin the following resolution was unanimously approved.

RESOLUTION 2013- 95 HIGHWAY FOREMEN

BE IT RESOLVED: That Assistant Highway Supervisor Bryan Hartt be and hereby is appointed to the position of Highway Supervisor effective August 1, 2013.

On the motion of Trustee Maline and seconded by Trustee McMullen the following resolution was unanimously approved.

RESOLUTION 2013- 96 ~ SEASONAL EMPLOYMENT

BE IT RESOLVED: that the seasonal applicants recommended by the Village Clerk and the Village Administrator are hereby approved.

Lifeguards:

Mary-Pat Theofield	\$9.00/hr
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On the motion of Trustee Maline and seconded by Trustee McMullen the following resolution was unanimously approved.

RESOLUTION 2013 -97 ~ GANNETT FLEMING

BE IT RESOLVED: The Village Board hereby authorizes the expenditure to Gannett Fleming in the amount of \$16,600 (Phase I Sewer Maps \$12,600 Phase IIA Develop scope of work \$4,000) for engineering costs associated with the implementing the plan of study for illicit discharge and elimination (IDDE) as part of the NYS DEC consent order.

On the motion of Trustee McMullen and seconded by Trustee Tobin the board moved into executive session 7:25 PM

On the motion of Trustee Maline and seconded by Trustee McMullen the Board moved out of executive session. 7:45 PM.

The next regular meeting of the Board of Trustees will be on September 3, 2013 at 6:00 P.M

A RESOLUTION FOR AN EXECUTIVE SESSION: if necessary, for personnel and/or litigation matters.

Respectfully submitted,

Donna M. Koch
Village Clerk



NORTHPORT AMERICAN LEGION POST 694
POST OFFICE BOX 58
NORTHPORT, NY 11768



MEETINGS
 FIRST & THIRD
 WEDNESDAY
 OF THE MONTH

August 6, 2013

POST OFFICERS
 2012/2013

Ron Matusz
 Commander
 (631) 261-0094

Jim Porciello
 1st Vice Commander
 (631) 544-1964

Elliot Marin
 2nd Vice Commander
 (631) 757-4231

Robert Menicucci
 3rd Vice Commander
 (631) 285-0190

Richard Dessen
 Adjutant
 (631) 266-1269

John Cooney
 Finance
 (631) 757-2694

Joseph Sledge
 Chaplain
 (631) 235-1372

Leo Giovanni
 Historian
 (631) 568-5890

Frank Bodoc
 Service Officer
 (631) 754-3672

Muri Roberts P/C
 Judge Advocate
 (631) 368-2817

Mario Buonpane P/C
 Executive Committee
 (631) 266-2530

Tim Rocco P/C
 Executive Committee
 (631) 242-1669

VIA HAND DELIVERY

Mayor George Doll and Village of Northport Trustees
 Northport Village Hall
 224 Main Street
 Northport, NY 11768

Dear Mayor Doll, Deputy Mayor Tobin and Village Trustees Kehoe, Maline and McMullen:

This letter is in follow up to our letters, concerning the Cow Harbor Warriors misrepresentations and lack of support for our local wounded veterans and their families. The Cow Harbor Warriors, including Don McKay, Pat Fitzmaurice, Rocco Donnino, Tony Donnino, Dave Weber, Bill O'Neil, and Steve Littman, have asserted that the Legion and VFW were making false statements and misleading officials about the Cow Harbor Warriors conduct. We can now confirm our prior assertions as irrefutable because we recently filed a Freedom of Information Request with the Suffolk County Veterans Services Agency ("SCVSA") for the documents submitted by the CHW for permits.

In addition, we regret to inform you that we are also in receipt of information that they may have been using false claims of combat service and combat injuries to solicit funds from the public. With that said, however, let's first turn to the irrefutable facts based upon a review of CHW documents and information from the SCVSA.

- 1) Despite approximately \$100,000 in available funds for donations following the Cow Harbor Warrior Weekend in September 2012, not one penny was donated to any wounded veteran . . . anywhere until after the Legion called for an accounting of funds on January 22, 2013, which is almost five months after the CHW event.

This has now been confirmed via the CHW application materials submitted to the SCVSA, including bank statements and lists of checks. Not one penny to any wounded veteran anywhere until the Legion got involved. According to CHW documents, the CHW had no problem spending money for themselves (~\$1,600.00), including a party in October for \$1,100 and a Board meeting at Crossroads Café for \$500.00 during this same time period. Disgraceful.

- 2) On July 18, 2013, we met with the Suffolk County Veterans Services Agency and they informed us that they contacted the legal enforcement division for the Wounded Warrior Project and confirmed our prior information. According to counsel, the Cow Harbor Warriors were never partners or affiliated with the Wounded Warrior Project. As a result, in March 2013, counsel for the Wounded Warrior Project demanded that CHW turn over the funds from last year and that all Wounded Warrior

